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16 *Arizona Secretary of State Katie Hobbs*

17 **UNITED STATES DISTRICT COURT**

18 **DISTRICT OF ARIZONA**

19 Kari Lake and Mark Finchem, ) No. 2:22-cv-00677-JJT  
20 Plaintiffs, )  
21 v. )  
22 Katie Hobbs, in her official capacity as Arizona )  
Secretary of State, et al., )  
23 Defendants. )  
24 )  
25 )  
26 )

Defendant Arizona Secretary of State Katie Hobbs (“Secretary”) moves for emergency relief in the form of a brief continuance of the preliminary injunction hearing until later in the day on July 21 (or until July 22) to allow her expert (and only) witness, Ryan Macias, to participate in and testify in person due to extenuating circumstances that are preventing him from appearing in person at the scheduled time of the hearing.

By way of background, on July 20, Mr. Macias departed early from the biannual conference of the National Association of State Election Directors in Madison, Wisconsin to attend the July 21 preliminary injunction hearing in person. Mr. Macias was scheduled to fly through Dallas and arrive in Phoenix the night before the hearing. Unfortunately, the Secretary just learned that Mr. Macias' flight was diverted to another city and, as a result, he missed his connecting flight to Phoenix. He is attempting to secure a seat on the next available flight, but he will not arrive at the courthouse by the time the hearing begins.

Mr. Macias is a key witness for the Secretary and will rebut the testimony of Plaintiffs' so-called "experts" if the Court allows them to testify at all. [See Doc. 74 (moving to exclude those witnesses' expert testimony)] As a result of these extraordinary circumstances, the Secretary moves for a brief continuance of the hearing until later in the day on July 21, or until July 22, so that Mr. Macias may appear in person.<sup>1</sup>

Respectfully submitted this 20th day of July, 2022.

## COPPERSMITH BROCKELMAN PLC

By /s/ D. Andrew Gaona  
Roopali H. Desai  
D. Andrew Gaona  
Kristen Yost

<sup>1</sup> If the Court denies this request, the Secretary requests that Mr. Macias be granted leave to participate in the hearing and testify telephonically, assuming he is not mid-flight.

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